

111TH CONGRESS
1ST SESSION

S. 1765

To amend the Hate Crime Statistics Act to include crimes against the homeless.

IN THE SENATE OF THE UNITED STATES

OCTOBER 8, 2009

Mr. CARDIN (for himself, Ms. COLLINS, Mr. BROWN, Ms. MIKULSKI, Mr. WHITEHOUSE, Mr. SCHUMER, and Mr. BURRIS) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To amend the Hate Crime Statistics Act to include crimes against the homeless.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Hate Crimes Against
5 the Homeless Statistics Act of 2009”.

6 **SEC. 2. INCLUSION OF HOMELESS.**

7 Section (1)(b) of the Hate Crime Statistics Act is
8 amended—

9 (1) in paragraph (1), by inserting “homeless
10 status,” after “sexual orientation,”; and

1 (2) by adding the end the following:

2 “(6) As used in this subsection, the term
3 ‘homeless status’ with respect to an individual, re-
4 fers to an individual who—

5 “(A) lacks a fixed, regular, and adequate
6 nighttime residence; or

7 “(B) has a primary nighttime residence
8 that is—

9 “(i) a public or private place not de-
10 signed for, or ordinarily used as, a regular
11 sleeping accommodation for human beings,
12 including cars, parks, public spaces, aban-
13 doned buildings, substandard housing, bus
14 or train stations, or similar settings;

15 “(ii) a supervised publicly or privately
16 operated shelter designed to provide tem-
17 porary living accommodations, including
18 motels, hotels, congregate shelters, and
19 transitional housing; or

20 “(iii) housing of other persons in
21 which the individual is temporarily staying
22 due to loss of housing, economic hardship,
23 or a similar reason.”.

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